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North American Company For Life and
8 Health Insurance

9 UNITED STATES DISTRICT COURT
10 SOUTHERN DISTRICT OF CALIFORNIA

11
12 NORTH AMERICAN COMPANY FOR
LIFE AND HEALTH INSURANCE,

13 Plaintiff,

14 vs.

15 MICHAEL L. PHILPOT, an individual,
16 VIRGINIA B. HIRSH, an individual,
JOHN B. KUYKENDALL, an individual,
17 RENE ALEJANDRO LACAPE, an
individual, C. RICHIE MCNAMEE, an
18 individual and HECTOR PAEZ VALDEZ,
an individual, — Defendants.
19

No.: 08 CV 0270 BEN NLS

**JOINT MOTION FOR EXTENTION
OF TIME TO FILE RESPONSIVE
PLEADING**

The Honorable Roger T. Benitez

Complaint Filed: February 13, 2008
Trial Date: None Set

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22 This Joint Motion is entered by and between Plaintiff North American
23 Company for Life and Health Insurance ("Plaintiff") and Defendant C. Richie
24 McNamee ("McNamee"), through their respective counsel, to provide for an extension
25 of time for McNamee to file his responsive pleading, on the basis of the following:

26 A. Defendant Michael L. Philpot ("Philpot") has filed a motion to dismiss in
27 this action, which motion is currently under submission; and
28

1 B. To allow McNamee time to coordinate with his counsel, Plaintiff and
2 McNamee have agreed to allow McNamee's responsive pleading to follow the Court's
3 ruling on Philpot's motion to dismiss.

4 THEREFORE, the Plaintiff and McNamee stipulate as follows:

5 1. If Philpot's motion to dismiss is denied, then McNamee will file his answer
6 to the original complaint within ten days after notice of ruling; or

7 2. If Philpot's motion to dismiss is granted with leave to amend, then
8 McNamee will respond to the amended complaint within the same time allowed for
9 Philpot to respond.

10 Dated: August 1, 2008

REED SMITH LLP

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12 By: /S/_____
13 Miles M. Cooley
14 Counsel for Plaintiff
15 North American Company For
Life and Health Insurance

16 Dated: August 1, 2008

KING PARRET & DROSTE LLP

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18 By: /S/_____
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DOCSLA-15650376.1